



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION III

1650 Arch Street

Philadelphia, Pennsylvania 19103-2029

FEB 07 2017

**CERTIFIED AND ELECTRONIC MAIL -
RETURN RECEIPT REQUESTED**

Nicole Uter, GSP EHS Coordinator
CRC Industries, Inc.
885 Louis Drive
Warminster, PA 18974

Re: CAA 112(r)(7) Inspection of CRC Industries, Inc. Plant on December 12, 2016/Post-Inspection Letter

Dear Ms. Uter:

The United States Environmental Protection Agency ("EPA") appreciates the cooperation of you and your staff related to the inspection of the facility located at 885 Louis Drive in Warminster, PA 18974 ("Facility") on December 12, 2016 and the review of Risk Management Plan ("RMP") No. 1000 0019 3122 submitted for the Facility. EPA's inspection was conducted to ensure compliance with the prevention of accidental release provisions found in Section 112(r)(1) and (7) of the Clean Air Act, as amended ("CAA"), 42 U.S.C. § 7412(r)(1) and (7), and the regulatory program enacted pursuant to CAA Section 112(r)(7), the Chemical Accident Prevention Provisions of 40 C.F.R. Part 68, known as the "RMP Program". Part of the overall goal of EPA Region III's RMP Program is to promote accident prevention and chemical awareness at facilities handling hazardous substances.

A walk-through inspection and test of your regulated systems with the operators was conducted. The inspector(s) also performed a cursory check of site security at the Facility.

The EPA has authority under Section 113 of the CAA, 42 U.S.C. § 7413, to pursue civil penalties for violations of the Section 112(r)(7), known as the General Duty Clause and Section 112(r)(7), the RMP Program. EPA noted the following potential violations of the General Duty Clause and/or the RMP regulations during the inspection of the Facility:

1. Failure of the owner to document information pertaining to technology of the process for their maximum intended inventory [68.65(c)(1)(iii)].
2. Failure of the owner or operator to assure that the teams findings and recommendations in their process hazard analysis were resolved in a timely manner [68.67(e)].

EPA expects that the Facility will fully comply with its obligation under the RMP and/or the GDC, specifically to document their maximum intended inventory and assure that the process

hazard analysis team findings and recommendations are resolved in a timely manner and make appropriate changes. Please send written notification within thirty (30) calendar days that the RMP and/or the GDC compliance issues at the Facility, as described above, have been corrected. In addition, include in this notification a detailed description of the work performed by the facility to come into compliance, including but not limited to, photo documentation, invoices, etc.

EPA is currently evaluating its enforcement options to address the aforementioned potential violations.


The second purpose of this letter is to inform you that the EPA has recommendations to improve the safety of the Facility's flammable liquids process. These recommendations, considered "good engineering practices" by Region III, are listed below.

1. Place a protective barrier under the partially buried pipe leading to the facility's containment area.
2. Install breakaway hose fittings to the truck loading area pipe connections.

CRC Industries, Inc. ("CRC") is not required to implement these "good engineering practices" and EPA would not pursue an enforcement action for CRC's decision not to implement all or some of the recommendations above. However, EPA encourages CRC to implement these recommendations, as doing so will help CRC meet the goals of the risk management program, *i.e.*, to prevent accidental releases of chemicals that could cause serious harm to human health or the environment and reduce the severity of releases that may occur. Please contact Mr. Kevin Daniel if you would like to discuss the rationale for or implementation of any of the above recommendation. Further, as a courtesy, please advise us, in writing, within thirty (30) calendar days, whether CRC will be implementing the listed recommendations.

This letter does not constitute a waiver, suspension or modification of the requirements of, including but not limited to, Section 112(r) of the Clean Air Act, 42 U.S.C. §7412(r), or any regulations promulgated or enforcement authority thereunder. Further, nothing herein shall be construed to limit the authority of EPA to undertake action against any person, including CRC Industries, Inc. in response to any condition which EPA determines may present a hazard, or an imminent and substantial endangerment to the public health, public welfare or the environment.

Should you have any questions, please contact Kevin Daniel at (215) 814-3247. All correspondence should be sent to the attention of Kevin Daniel at the following address: USEPA, 1650 Arch Street (3HS61), Philadelphia, PA 19103.

Sincerely,

Michael Dunn, Chief
Oil and Prevention Branch